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Page 1 of 1 Form PTO-1449 Substitute Application Number 10/037,415 U.S. Department of Commerce Patent and Trademark Office Filing Date January 4, 2002 FFB 2 6 2009 First Named Inventor David Baltimore 1636 INFORMATION DISCLOSURE STATEMENT Art Unit (Use several streets if peressary) C. Hibbert Examiner Name 75723-Attorney Docket No. ZB/JPW/GJG/CS NON PATENT LITERATURE DOCUMENTS Examiner Cite Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item Initials' No.1 (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. /C.H./ Advisory Action issued February 14, 2009 in Merged Reexamination Control Nos. 90/007,503 and 90/007,828; Brief of Plaintiffs/Counterclaim Defendants-Appellees Amgen /C.H./ Inc., et al., filed January 28, 2009 in the concurrent 2 litigation captioned Amgen Inc., et al. v. ARIAD Pharmaceuticals, Inc., et al., U.S. Court of Appeals for the Federal Circuit, Docket No. 2009-1023; and Reply Brief for Appellants, ARIAD Pharmaceuticals, Inc., et /C.H./ al., filed February 17, 2009 in the concurrent litigation 3 captioned Amgen Inc., et al. v. ARIAD Pharmaceuticals. Inc., et al., U.S. Court of Appeals for the Federal Circuit, Docket No. 2009-1023.

DATE CONSIDERED \*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant, 'Applicant's unique citation designation number (optional), 'Applicant is to place a checkmark here if English language Translation is attached.

/Catherine Hibbert/

EXAMINER

SIGNATURE

Applicants: David Baltimore, et al. Serial No.: 10/037,415

Filed: January 4, 2002

Exhibit A

04/14/2009